

Committee on the Budget • Majority Caucus U.S. House of Representatives Jim Nussle, Chairman

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Summarizing budgetary issues in legislation scheduled for the House floor

17 November 2003

Week of 17 November	er 2003	,
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SUSPENSION CALENDAR

1) Recognizing the Agricultural Research Service of the Department of Agriculture for 50 Years of Outstanding Service to the Nation Through Agricultural Research (S.J.Res. 22). This resolution has no budget implications.



2) To Authorize the Secretary of Agriculture to Conduct a Loan Repayment Program Regarding the Provision of Veterinary Services in Shortage Situations (H.R. 1367). This bill directs the Agriculture secretary to provide educational loan repayments and tax liability assistance to veterinary students who agree to practice in rural areas and during emergency situations. The bill neither increases direct spending – spending not subject to appropriations – nor reduces revenue.

3) To Provide for the Conveyance of Several Small Parcels of National Forest System Land in the Apalachicola National Forest, Florida, to Resolve Boundary Discrepancies Involving the Mt. Trial Primitive Baptist Church of Wakulla County, Florida (H.R. 3217). This bill directs the U.S. Forest Service to convey 10 acres of land in the Apalachiocola National Forest, FL, to the Mt. Trial Primitive Baptist Church. The land conveyed generates no receipts and is not expected to over the next 10 years.



4) To Provide for the Designation of a Department of Agriculture Disaster Liaison to Assist State and Local Employees of the Department in Coordination with Other Disaster Agencies in Response to a Federally Declared Disaster Area as a Result of a Disaster (H.R. 3157). This bill neither increases direct spending nor reduces revenue.

5) To Resolve Boundary Conflicts in the Vicinity of the Mark Twain National Forest in Barry and Stone Counties, Missouri, That Resulted from Private Landowner Reliance on a Subsequent Federal Survey (H.R. 2304).



H.R. 2304 creates a process for the Forest Service and the U.S. Army to resolve boundary disputes with private landowners around the Mark Twain National Forest. It gives property owners who have ownership disputes with the two agencies 15 years file claims. After that the appropriate agency would either convey the disputed property or confirm Federal ownership and compensate the private owners for the value of the disputed land. This bill neither increases direct spending nor reduces revenue.

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PLEASE NOTE: This document addresses budgetary issues only. It should not be taken to address support or opposition on any other grounds. A green flag indicates no serious budgetary or budget compliance concerns. A vellow flag indicates moderate or potential problems. A red flag indicates serious problems. Also note: Floor schedules and legislative details are subject to change after publication.

This document was prepared by the majority staff of the Committee on the Budget, U.S. House of Representatives. It has not been approved by the full committee and therefore may not reflect the views of all the committee's members.

6) George Henry White Post Office Building Designation Act (H.R. 3353). This bill neither increases direct spending nor reduces revenue.



8) Walter F. Ehrnfelt, Jr. Post Office Building Designation Act (H.R. 3300). This bill neither increases direct spending nor reduces revenue.



10) Commending the Inspectors General for Their Efforts to Prevent and Detect Waste, Fraud, Abuse, and Mismanagement, and to Promote Economy, Efficiency, and Effectiveness in the Federal Government During the past 25 Years (S.J.Res. 18). This resolution has no budget implications.

11) Honoring Mr. Sargent Shriver (H.Con.Res. 299). This resolution has no budget implications.

12) John F. Kennedy Center Reauthorization Act of 2003 (H.R. 3198). H.R. 3198 authorizes the appropriation of \$17 million in 2004 and \$18 million in each of 2005 and 2006 for operations, maintenance, repair, and security for the Kennedy Center. The bill authorizes the appropriation of \$16 million in 2004 and \$18 million in each of 2005 and 2006 for construction projects. This bill neither increases direct spending nor reduces revenue.

13) To Direct the Administrator of General Services to Convey to Fresno County, California, the Existing Federal Courthouse in That County (H.R. 1274). H.R. 1274 authorizes the Administrator of the General Services Administration [GSA] to convey the B.F. Sisk Federal Building and United States Courthouse in Fresno, CA to Fresno County, CA. The bill neither increases direct spending nor reduces revenue.

14) To Correct a Technical Error From Unit T-07 of the John H. Chafee Coastal Barrier Resources System (S. 1066).



S. 1066 modifies the boundaries of the Matagorda Peninsula Unit (in Texas) of the Coastal Barriers Resource System to exclude about 45 lots or houses on 19 acres of private land. This change would enable the owners of these properties to obtain Federal flood insurance. Any effect on direct spending would be negligible.

15) Carpinteria and Montecito Water Distribution Systems Conveyance Act of 2003 (H.R. 1648). H.R. 1648 directs the Secretary of the Interior to convey all rights, title, and interest of the Federal Government in the Carpinteria Distribution System to the Carpinteria Valley Water District. It makes a similar conveyance of interests in the Montecito Water Distribution System to the Montecito Water District. The bill neither increases direct spending nor reduces revenue.

16) Williamson County Water Recycling Act of 2003 (H.R. 1732). H.R. 1732 authorizes Federal participation in the design, planning, and construction of a project to reclaim and reuse wastewater. The project would be carried out by the Lower Colorado River Authority in Williamson County, TX. This bill neither increases direct spending nor reduces revenue.

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17) To Amend the Reclamation Project Authorization Act of 1972 to Clarify the Acreage for Which the North Loup Division Is Authorized to Provide Irrigation Water Under the Missouri River Basin Project (H.R. 3209).



H.R. 3209 amends current law to authorize the North Loup division of the Missouri River Basin project to provide irrigation water to "approximately 53,000" acres instead of exactly 53,000 acres. The bill neither increases direct spending nor reduces revenue.

18) Expressing the Sense of the House That John Wooden Should Be Honored for His Contributions to Sports and Education (H.Res. 411).



This resolution has no budget implications.

19) Congratulating the University of Illinois Fighting Illini Men's Tennis Team (H.Res. 391). This resolution has no budget implications.



20) Honoring the Rice University Owls Baseball Team (H.Res. 379). This resolution has no budget implications.



21) Congratulating John Gagliardi, Football Coach of St. John's University (H.Res. 438). This resolution has no budget implications.



22) Captive Wildlife Safety Act (H.R. 1006).



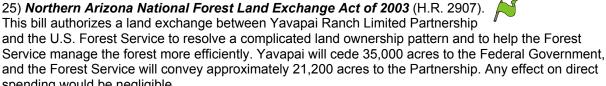
H.R. 1006 changes current law to prohibit the import, export, transport, sale, receipt, acquisition, or purchase of species of lion, tiger, leopard, cheetah, jaquar, cougar, and certain hybrids. Violators of the prohibition on interstate and foreign trade of such animals would be subject to criminal and civil penalties. The bill exempts certain specified types of individuals and institutions. The bill neither increases direct spending nor reduces revenue.

23) To Amend the National Wildlife Refuge System Administration Act of 1966 to Establish Requirements for the Award of Concessions in the National Wildlife Refuge System, to Provide for Maintenance and Repair of Properties Located in the System by Concessionaires Authorized to Use Such Properties (H.R. 1204).

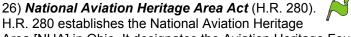


H.R. 1204 requires the U.S. Fish and Wildlife Service to enter into agreements with concessioners only through formal contracts. The bill requires that each standardized contract allow the concessioner to provide maintenance or other work directly benefitting the facilities it uses in exchange for paying a lower fee to the government. Any effect on direct spending would be negligible.

24) Sierra National Forest Land Exchange Act of 2003 (H.R. 1651). H.R. 1651 authorizes the Secretary of Agriculture to exchange 160 acres of Federal land in California for 80 acres of privately owned land in that State. The affected Federal land currently generates no significant receipts and is not expected to do so over the next 10 years.



spending would be negligible.



Area [NHA] in Ohio. It designates the Aviation Heritage Foundation as manager for the proposed NHA.

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The Foundation would develop a management plan to provide for the protection, development, and management of the cultural resources of the NHA. This bill neither increases direct spending nor reduces revenue.

27) *Kaloko-Honokohau National Historical Park Addition Act of 2003* (S. 254). S. 254 modifies the boundary of the Kaloko-Honokohau National Historical Park in Hawaii to include an additional 2 acres of land. Once added to the existing park boundary, the property (which includes a two-story building) could be acquired by the National Park Service [NPS] by donation, purchase, or exchange. This bill neither increases direct spending nor reduces revenue.

28) To Increase the Waiver Requirement for Certain Local Matching Requirements for Grants Provided to American Samoa, Guam, the Virgin Islands, or the Commonwealth of the Northern Mariana Islands (H.R. 1189).



Under current law, Federal agencies are allowed to waive the requirement for the first \$200,000 of local matching funds for Federal grants to the territories of American Samoa, Guam, the Virgin Islands, and the Commonwealth of the Northern Mariana Islands. H.R. 1189 increases that waiver from \$200,000 to \$500,000. By doing so, direct spending will increase by \$2 million annually. This will cause a breach in the allocation to the Resources Committee in fiscal year 2004, but not over the 5-year period.

29) To Urge the President, on Behalf of the United States, to Present the Presidential Medal of Freedom to His Holiness, Pope John Paul II, in Recognition of His Significant, Enduring, and Historic Contributions to the Causes of Freedom, Human Dignity, and Peace and to Commemorate the Silver Jubilee of His Holiness` Inauguration of His Ministry as Bishop of Rome and Supreme Pastor of the Catholic Church (H.Con.Res. 313). This resolution has no budget implications.

- 30) *New Bridge Landing Post Office Redesignation Act* (H.R. 2130). This bill neither increases direct spending nor reduces revenue.
- 31) **Senator James B. Pearson Post Office Designation Act** (S. 1718). This bill neither increases direct spending nor reduces revenue.
- 32) Ronald Reagan Post Office Building Designation Act (S. 867). This bill neither increases direct spending nor reduces revenue.
- 33) Expressing the Sense of Congress That Althea Gibson Should Be Recognized for Her Ground Breaking Achievements in Athletics and Her Commitment to Ending Racial Discrimination and Prejudice Within the World of Sports (H.Con.Res. 69). This resolution has no budget implications.
- 34) Expressing the Sense of the Congress Regarding the Importance of Motorsports (H.Con.Res. 320).
 This resolution has no budget implications.
- 35) *Honoring Seeds of Peace* (H.Con.Res. 288). This resolution has no budget implications.
- 36) To Award Congressional Gold Medals Posthumously on Behalf of Reverend Joseph A. Delaine, Harry and Eliza Briggs, and Levi Pearson (H.R. 3287).

H.R. 3287 authorizes the President to present gold medals to Reverend Joseph A. DeLaine, Harry and Eliza Briggs, and Levi Pearson in recognition of their activities related to the Brown v. Board of Education

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case. The legislation authorizes the U.S. Mint to spend the amounts required to produce the gold medal. To help recover the costs of the medal, it authorizes the Mint to strike and sell bronze duplicates of the medal at a price that covers production costs for both the medal and the duplicates. Gold medals generally cost less than \$30,000 to produce in material and labor; hence any effect on direct spending would not be significant.

37) Expressing the Sense of the House of Representatives Regarding the Courageous Leadership of the Unified Buddhist Church of Vietnam and the Urgent Need for Religious Freedom and Related Human Rights in the Socialist Republic of Vietnam (H.Res. 427). This resolution has no budget implications.



- 38) Recognizing the 5th Anniversary of the Signing of the International Religious Freedom Act of 1998 and Urging a Renewed Commitment to Eliminating Violations of the Internationally Recognized Right to Freedom of Religion and Protecting Fundamental Human Rights (H.Res. 423). This resolution has no budget implications.
- 39) Commending Afghan Women for Their Participation in Afghan Government and Civil Society, Encouraging the Inclusion of Afghan Women in the Political and Economic Life of Afghanistan, and Advocating the Protection of Afghan Women's Human Rights in the Afghanistan Constitution (H.Res. 393). This resolution has no budget implications.
- 40) Honoring the Victims of the Cambodian Genocide (H.Con.Res. 83). This resolution has no budget implications.
- 41) Torture Victims Relief Reauthorization Act of 2003 (H.R. 1813). This bill amends the Torture Victims Relief Act of 1998 to authorize appropriations for fiscal years 2004-06 for domestic and international centers and programs for the treatment of victims of torture. The Congressional Budget Office [CBO] estimates that implementing this bill would cost \$117 million over the 2004-08 period, assuming appropriations of authorized amounts. This bill neither increases direct spending nor reduces revenue.
- 42) Fairness to Contact Lens Consumers Act (H.R. 3140). This bill establishes procedures for issuers of contact lens prescriptions to follow concerning patients' access to prescriptions. Any violation of this act shall be treated as a violation of the Federal Trade Commission Act regarding unfair or deceptive acts or practices. The bill neither increases direct spending nor reduces revenue.
- 43) Federal Food, Drug, and Cosmetic Act Amendment (H.R. 2218). This bill amends the Federal Food, Drug and Cosmetic Act to provide for the regulation of noncorrective contact lens as medical devices, and for other purposes. This bill neither increases direct spending nor decreases revenue.
- 44) Birth Defects and Developmental Disabilities Prevention Act of 2003 (S. 286). This bill reauthorizes appropriations for fiscal years 2003-07, and clarify activities conducted by the National Center on Birth Defects and Developmental Disabilities for the Centers for Disease Control and Prevention [CDC]. It also changes the allotment formula for grants to State Councils on Developmental Disabilities. This bill neither increases direct spending nor reduces revenue.
- 45) Supporting the Goals and Ideals of "National Epilepsy Awareness Month" (S.Con.Res. 48). This resolution has no budgetary implications.

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46) Pediatric Research Equity Act of 2003 (S. 650).

This bill amends the Federal Food, Drug, and Cosmetic Act to require license applications for new drugs and biological products, and to assess each drug's or product's safety and effectiveness for relevant pediatric subpopulations, including dosage. New applications are required to include an assessment of the effect of the drug in pediatric patients, unless a deferral or waiver of such assessment is granted. Enacting S. 650 would effect direct spending and revenue, but it is unclear whether it would cause and increase or decrease in either. If generic drugs are delayed market entry, the bill increases spending by Federal health programs (which also results in a reduction of Federal revenue from income taxes and payroll taxes because employees have lower taxable wages due to higher before-tax insurance costs). On the other hand, the research is expected to result in fewer adverse reactions and medical errors for pediatric patients, ultimately reducing spending by Federal and private health insurance programs.

LEGISLATION CONSIDERED UNDER A RULE

Bill: Conference Report on Energy and Water Development Appropriations

Act for Fiscal Year 2004 (H.R. 2754)

Committee: Appropriations

This measure makes appropriations for the Department of the Army and its Corps of Summary:

Engineers for civil functions relating to rivers and harbors, flood control, and shore protection; certain flood control projects on the Mississippi River and its tributaries. Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri, and Tennessee: flood control and coastal emergencies; the navigable waters and wetlands regulatory program; formerly utilized sites remedial action program; and general expenses of the Office of

Chief of Engineers.

It also makes appropriations for the Department of the Interior for the Central Utah Project Completion Account; the Bureau of Reclamation for water and related resources, Bureau of Reclamation Loan Program Account; and the Central Valley Project Restoration Fund. The measure also includes appropriations for the Department of Energy, including funding for energy supply programs, nondefense site acceleration completion, uranium enrichment decontamination and decommissioning, nondefense environmental services, general science activities, and nuclear waste disposal.

The measure also funds the Appalachian Regional Commission, the Defense Nuclear Facilities Safety Board, the Delta Regional Authority, the Denali Commission, the Nuclear Regulatory Commission and its Office of the Inspector General; and the Nuclear Waste

Technical Review Board.

Cost: The conference report accompanying the Energy and Water appropriations bill provides

new budget authority of \$27.328 billion and outlays of \$27.341 billion for fiscal year 2004,

which began on 1 October 2003.

The measure exceeds by \$248 million the most recent 302(b) suballocation issued by the **Budget Act:**

> full Appropriations Committee for the Subcommittee on Energy and Water. Consequently, the conference report violates the Congressional Budget Act, and a point of order would lie against consideration of the measure. As is customary with conference reports.

> however, it is expected this measure will be taken up under a rule that waives all points of

order against the measure itself and its consideration.

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Bill: Conference Report on the Medicare Prescription Drug and Modernization

Act of 2003 (H.R. 1).

Committee: Ways and Means/Energy and Commerce

Summary: Neither the legislative language nor a cost estimate was available at the time of

publication.

Bill: Conference Report on the Energy Policy Act of 2003 (Conference Report)

Committee: Energy and Commerce/Ways and Means

Summary: Final legislative language was not available at the time of publication, and neither was an

estimate from the Joint Committee on Taxation of the measure's tax titles.

Please Note: The current continuing resolution expires on Friday 21 November 2003. It is possible an omnibus appropriations measure will be considered prior to that time. Otherwise, it is expected another continuing resolution will be brought to the floor some time this week. No further details are available at this time.

Prepared by The Committee on the Budget